

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA : **CRIMINAL NO.**

v. : **DATE FILED: May 10, 2007**

MAXIMO RAMON PERALTA-PICHARDO : **VIOLATION:**
: **8 U.S.C. § 1326(a), (b)(2) (illegal**
: **reentry by an alien after removal – 1**
: **count)**
: **18 U.S.C. § 1542 (false statement in a**
: **passport application – 1 count)**
: **18 U.S.C. § 1028(a)(4) (possession of**
: **identification document with intent to**
: **defraud the United States – 1 count)**
: **18 U.S.C. § 911 (false claim of United**
: **States citizenship – 1 count)**

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

On or about May 1, 2007, in the Eastern District of Pennsylvania, defendant

MAXIMO RAMON PERALTA-PICHARDO,

an alien and a native and citizen of the Dominican Republic, who had previously been deported from the United States on or about September 10, 1997, was found in the United States, having knowingly and unlawfully re-entered the United States without first applying to the Attorney General of the United States or his successor, the Secretary for Homeland Security (Title 6, United States Code, Sections 202(3), (4) and 557), for permission to reapply for admission, and without receiving in response the express consent of the Attorney General or his successor to reapply for admission.

In violation of Title 8, United States Code, Section 1326(a), (b)(2).

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

On or about September 29, 2006, in Bethlehem, in the Eastern District of Pennsylvania, defendant

MAXIMO RAMON PERALTA-PICHARDO,

an alien and a native and citizen of the Dominican Republic, knowingly and willfully made false statements in an application for a United States passport, with intent to induce and secure for his own use the issuance of a passport under the authority of the United States, contrary to the laws regulating the issuance of passports and the rules prescribed pursuant to such laws, that is, defendant MAXIMO RAMON PERALTA-PICHARDO stated that his name was J. M. R. S., that he was born in Rio Piedras, Puerto Rico, and was, therefore, a United States citizen, and that his Social Security Number ended with the last four digits -1559, which statements he knew to be false.

In violation of Title 18, United States Code, Section 1542.

COUNT THREE

THE GRAND JURY FURTHER CHARGES THAT:

On or about January 23, 2007, in Philadelphia, in the Eastern District of Pennsylvania, defendant

MAXIMO RAMON PERALTA-PICHARDO

knowingly possessed an identification document with the intent that such document be used to defraud the United States, that is, he knowingly possessed a driver's license in the name of J.M.R.S., an identification document issued by the Commonwealth of Puerto Rico, and defendant PERALTA-PICHARDO then used this driver's license in support of his false claim that he was a United States citizen to officials of the United States Department of State who, as part of their duties, inquired about the defendant's identity and citizenship status in connection with his application for a United States passport.

In violation of Title 18, United States Code, Section 1028(a)(4).

COUNT FOUR

THE GRAND JURY FURTHER CHARGES THAT:

On or about September 29, 2006, in Bethlehem, in the Eastern District of Pennsylvania, defendant

MAXIMO RAMON PERALTA-PICHARDO,

an alien and a native and citizen of the Dominican Republic, falsely and willfully represented himself to be a citizen of the United States by making that claim in an application for a United States passport.

In violation of Title 18, United States Code, Section 911.

A TRUE BILL:

GRAND JURY FOREPERSON

PATRICK L. MEEHAN
United States Attorney